IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 29TH MAY 2007 / 8TH JYAISHTA 1929

Bail Appl..No. 3136 of 2007()

CRIME NO. 422 OF 2005 OF MANJESWAR POLICE STATION

PETITIONER/ACCUSED

ABDULLA KUNHI,
S/O.MOHAMMED, THOTTAM HOME, CHERUGOLI,
UPPLA, KASARAGOD.

BY ADV. SRI.T.B.SHAJIMON

RESPONDENTS: COMPLAINANT

STATE OF KERALA REP.BY
THE SUB INSPECTOR OF POLICE,
MANJESHWER POLICE STATION, REP.BY
THE PUBLIC PROSECUTOR, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.P.N.SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 29/05/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

Bail Application No. 3136 of 2007

DATED: 29-05-2007

O R D E R

Petitioner who is the accused in Crime No. 422 of 2005 of Manjeswar Police Station for offences punishable under Secs.143, 147, 148 and 324 read with Sec. 149 I.P.C. seeks anticipatory bail.

2. Consequent on the non-appearance of the petitioner in C.C. No. 263 of 2007 on the file of the Chief Judicial Magistrate, Kasaragod, non-bailable warrants of arrest are pending against the petitioner. Anticipatory bail cannot be granted to nullify the process issued by a court of competent jurisdiction. There is no reason why the petitioner should not surrender before the Magistrate and seek regular bail. Accordingly, if the petitioner surrenders before the Magistrate and files an application for regular bail within two weeks from today, the same shall be considered and disposed of preferably on the same day on which it is filed after considering the explanation offered by the petitioner for his previous non-appearance.

With the above observation this application is disposed of .

V.RAMKUMAR, JUDGE.

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